G. R. S. 58]

Previous references.

RD 166/92. 1902.-03.
(Sep. Revenue)

Later references.

File No. 185 of 02

Serial Nos. 1—4.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 4

Major ~~Part~~ B for August 03.

SUBJECT.

Inam dam Acin to the Toddy Revenue of Kayanjutta Agrahara, Dasenahalli, Bangalore Taluk

---

1. From the Excise Commr in Mysore
No 4640/273 K/- 10/13 July 1903.
Submits the record of enquiry relating to the Toddy Revenue of Kayanjutta Agrahara Dasenahalli Bangalore Taluk

2. To the Supdt of Inam settlements.
No 26/27-1601 bf- 16 July 03.
Requests that a copy of the Inam Register of enquiry relating to the K.G. Agrahara Dasenahalli village Bangalore Tq may be forwarded.

GPB—5,000—22-10-10

S. R. File no 186709

OFFICE OF THE DEWAN OF MYSORE,
(REVENUE AND GENERAL DEPARTMENTS).

(Full Office Note.)

Subject. Excise Commissioner no. 4640/273 of 93-94 relative to

Recommending claim of Killedar Coorg presence of Karyappa alias Appaiah Devarahalli village, Bangalore Dist

Note. The investigation of Mr. Dharmaraya Aiyar Asst Commr has proceeded his finding on the evidence recorded by the investigating officer accepted by the Deputy Commr in Septr 1893. His reason is that the judicial Asst has already been examined & therefore de novo examination is not called for. Hence argument does not appear to be proper. Hence the Court agreed to the order of 2nd respt by 3rd respt. Now the question

B

*1. Statement of case in narrative form in regular sequence of subject matter as date.
2. Opinions to be stated only as supported by precedents, or general rules which should always be noted.
3. Serial numbers in file, &c., to be always stated.
4. Dates of important documents referred should be given.
5. Write on both sides, leaving the same side as margin.

*1. No. and date of latest letter or paper.
2. Catch words to show nature of subject.
3. Subject to be in red and body of note in black ink.

Where the previous enquiry was
full & complete, especially on the
point as to whether the boundary
is to be withdrawn & the exclu-
sion removed from today, it seems
to me unnecessary & take a
further statement from the
boundary. But on the point
as to whether the village has a
shop, daily grove or population,
the investigating officer should take
evidence at the time of enquiry, as
a village depopulated in 1894 might have
become peopled in 1903 & vice versa

The matter therefore simply comes to this: are there sufficient data for the findings & awards necessary under the rules at the time of enquiry?

As this is a point which has arisen in other cases also, a general ruling is perhaps desirable

Sec'y 16/7/03

I agree with your views. In orders in cases ~~like this~~ may be drafted accordingly

17.7.3

In this case, call for a copy of the memo of Enquiry & then put up a draft on the merits 17/7/03

I agree. The Commissioner has not established his claim to Excise Remission 23/7/03

Ex 2882/2018

190.3

FROM

The Excise Commissioner
in Mysore

To

The Secretary to the Govt of
H.H. the Maharaja of Mysore,
Genl & Revenue Depts

Dated 10th
Despatched 13 } February 1903.
Received

General No. 4640
No. 273
Enclosure No. 1

Subject.

Submits the record of
enquiry relating to the
Taddy Revenue of Kayan-
-gutta Agrahara Devarahalli,
Bangalore Taluk

Exam
17.2.03

Note recd
Exam
15/7/

Excise Commissioner's office,

Bangalore, dated 10th/13 February 1903.

No. 4640/273

From,

The Excise Commissioner,
in Mysore.

To.
The Secretary to the Government of
H. H. the Maharaja of Mysore, General
and Revenue Departments

Sir,

In submitting herewith the record of enquiry relating to the Toddy Revenue of Kayangutta Agrahar Dasarhalli, Bangalore taluk, I have the honor to state that I concur in the investigating officer's finding that the Kayan guttadar is not entitled to Excise Revenue from Toddy. Accordingly only 1/5th of the rent of the "Grove Farm" is payable to him under Rule 4 in Government Proceedings No. 2074-83/R.F. 166-92, dated 2nd August 1901.

I have the honor to be,

Sir,

Your most obedient Servant.

[signature]

for Excise Commissioner,
in Mysore.

Case No 22

Aparakara Dasanhally

Bangalore Taluk

Decision

1. The Godden has already been examined & therefore ~~the~~ de novo examination is not called for.

2. The Samano cannot be introduced.

3. The right to Godds Revenue has not been entitled in the Inam Settlement Register

4. Since the Inam has no right to Godds Revenue, the case falls under Rule 16 of Mysore Inam Abolition Act

Bangalore 1st May 1961

A Calendar of a claim to Toddy Revenue enquired into by Mr. D.N. Narasinga Rao Assistant Commissioner, Bangalore Dt.

Taluk	Hobli	Village	Name of Shanbhag	Documents relied upon	Witness examined	Finding	Amount Awarded if any	Grounds of decision
1	2	3	4	5	6	7	8	9
Bangalore	Yeshwanthpura	Kempa Basavanahalli	Veerabhadraiah		Siddaiah Adult	The Shanbhog has no right to Toddy revenue. His claim stands rejected under Para 4, 16 & 17 of G.O. No. 2074-83 R.Z. 166-92 dt. 2.8.92.	12 9 3	(i) Non-mention of rights in Inam settlement-Register (ii) Absence of credible evidence regarding enjoyment of such rights (iii) The excise accounts & Registers

Plaintiff's Exhibit 16

Mysore Court
Court & Rec. Depts

S. R. Jagannath 902
Sch. No. 2

Office Draft. (Docket.)

~~Mysore Dewan's Office~~,
Special Branch.

To
The Superintendent of
Peace Settlement
in Mysore

Date of passing the draft 18/7/03
Date of despatch 18/7/03

Regd. No. ~~28~~ 26
File No. & date (if any) Ex 716-01

No. of Encls.

Has the honor
to request that ~~the~~ he
~~Supdt of Peace Settlement~~
will be good enough
to forward to Court
a Copy of the Peace
Report & enquiries
made in regard to the Mysore-
Gutlu Agraharam-
Basanhalli village,
Yesvantpur Hobli,
Bangalore ~~Taluk~~ District

Sd

18/7/03

Registrar

Ex 60 of 30/7/03. 6

1903

From The Superintendent of Inam Settlements in Mysore

To The Secretary to the Govt. of Mysore, Genl: and Revenue departments

Dated 28th
Despatched 29th } July 1903
Received

General No. 18
No.

Enclosure No. One

As requested in his docket No. 26 / Ex. J. 16-01 of the 18th July 1903, has the honor to forward herewith a copy of the Inam Register of the Kayamgutta village of Agrahar Dasarahalli in the Bangalore Taluk.

Superintendent of Inam Settlements in Mysore

Issue Contd
on Mysore Govt Press

Specn
107

MGOPB—50 reams—6-12-02.

18 Issued 18/8/03

(Register sheet No. 343.)

Taluk - Bangalore
Hobli - Yesavanthapura
Village - Agrahara Dasarahalli
K.G

Copy of the Register Form of the Kayamgutta Agrahara Dassara

No. of case.	General class to which the Kayamgutta village belongs.	Peiiz of the village.	Description of Inam. If for service, it is to be stated whether the service is continued. If for buildings, &c., whether they are efficiently kept up.	Amount of Kayamgutta paid to Government.	By whom granted and in what year.
	2	3	4	5	6
(I.D. No. 1) Rev. Final I.D. No. 726.	Personal	Peiz of the village including Bajebale P.F. 39-1-8 Rup = 113-14-3	Personal benefit	P.F. 37-6-0 Rs ap = 109-6-1 Present Collection 111-8-10	Foujdar Timmappa = naje Wrs Vikruti 1830-31

Kally? village of in the Yesavanchapur

Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession. In this column it should be stated whether the Inam is held with or without grant, whether the grant is produced or lost, &c, and the general specification of terms of all documents produced should be given.	Name of the original grantee.	Whether the village is entered in the Register of Kayamgutta Villages received from the Chief Commissioner's Office; if not, in what other accounts.
	8	9
1. Nirup, 10th December 1830, from Fouzdar Timmappa Raj Urs to Amil of Yellahankah, granting the Inam = Rajahs (Huzur Bhudi Nirup) order of 8th December 1829. —	Nandiswariah	Huzur Kayam = Gutta account 1835- V. No 7. Annambhat son of Nandiswariah Kadim Beriz P. 7. V 37-6-— Bajebab 1-5-8 39-1-8. Taluk account of 1874- O. S. Nandiswariah Holder Srikantiah Rs: 113-14-3 2-5-5 111-8-—60
Deduct for land taken up for Nagadi Road as per Dy Commr's No. 1281 of 16 March 1869.		

Sammut

Residence, name, age, &c., of the present owner,	Relation to original grantee,	If unconnected with the original holder, possession how obtained and in what year.
10	11	12
Srikantiah Sort of Bangalore	Grandson	By descendant

Note — The Survey Valuation of the Village gives to each Jaman of the old Beriz Vilf- 15 - which is adopted in Valuing the Minor Inams

(Signed) D. Grant
Asstt Sp

9/17-2-99.

Bangalore Taluk

Assistant's opinion and recommendation.

13

1. The Village is Confirmed to the Party in Col.10 on the existing Gutta, or Rs: 112. Subject to all Local Fund, and Irrigation Cesses.
2. Rights to Kanyr, Abkaree and Forests are reserved.
3. A Valuation Survey is desired.

(Signed) Robt Cole
Asst to Supdt of Survey Settlt

1st August 1878

N.B. The Deed in Col:7 returned in person on 1-8-78
(Initialed) Robt Cole

4. Revised as per the Govt Proceedings Dy No 14223-5 of 17th Feby 1894. Dy No 7100-93

5. Vide the Statement received with the Survey Supdts yadi Dy No 67 of 18th February 1898. Robt Cole

Total area & assesst. 317.21. — 368-12-n
Deduct for 2 minor Inams. 4.8 — 12-3-n
Balance 313.13 — 356-9-n

Particulars			
Unculturable	52	25 —	12-n
Dry Cultivated	211	17 —	267-6-n
Culturable (waste)	21	24 —	5-8-n ¼ Annas
Wet Cultivated	12	38 —	75-7-0

District

(Col: 14 Contd)

Net Cultivable Garden Cultivated	10.16-11-8-0 ¼ acres 6.13-16 "
Total	313-13-356-9 "

6. Finally Confirmed on the existing Pootta or Rupees 112-00.

(Signed) D. D. Grant
Asst Supt of Inam Settlt

9/17-12-99.

Compd
Inam Supt's Office
Bangalore 25th July 1903

Copy
D Grant
Asst Supt of Inam Settlt

Mysore Govt., Gen. & Rev. Secretariat

Special Branch

File No. (if any) and its date—

11 23/8/03

Office Draft.

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read: Lr. No. 4640 27/8, from the Special Commr. in Mysore, regd. the records of enquiry relative to the encroachment of Toddy grounds of Rayanagulla Agraharam Basavanagudi village, Bangalore Taluk, Bangalore District.

2) Read: Lr. No. 1847 dated 29/8/03 from the Subordinate Judge of Bangalore to the Secy. to Govt. of the Revenue Dept. enquiry of the encroachment of the village.

Order No. 1945 47/6-01 dt 31/8/03.

Nanjundappa has a date grove but no toddy shop.

The incumbent's Clerical
Dress Code / Jewellery
is such Religious and
Ethnic Symbols (eg the Cross
Jewellery Symbol),
it is disallowed.

2) The accompanied
by the Revd Committee
recommends 4:(6d)
condemned in C.C.No
1074 83 — R.T. (66-92 Dy)
Ref/or Shld be verified by the Sx Archt Council
& referred to the Shld by him
to Church.

Agreed
98/4/83

Agreed
[illegible]
27. VIII. 83

Agreed
99/C

Agreed

The Rector in Committee
returned the order
the Consistory Court.

Agreed
18/8/83

1903-04

GOVERNMENT OF MYSORE

EXCISE

PROCEEDINGS

Dated 31st August 1903

No. 194-5 / Ex. F. 16-01

Disallowing the Inamdar's claim to the toddy revenue of Agrahar Dasarahalli village, Bangalore Taluk.

SLP—9-9-03—50

Proceedings of the Government of His Highness the Maharaja of Mysore, Excise, dated 31st August 1903.

READ AGAIN—

Letter No. 4640—273, dated 10th February 1903, from the Excise Commissioner in Mysore, submitting the record of enquiry relating to the Inamdar's claim to the toddy revenue of Kayamgutta Agrahar Dasarhalli village, Bangalore Taluk, Bangalore District.

READ—

Letter No. 18, dated 28th July 1903, from the Superintendent of Inam Settlements, forwarding a copy of the Inam Register of enquiry of the above village.

No. 194-5—**Ex. 16-01**, DATED BANGALORE, 31ST AUGUST 1903.

ORDER THEREON.—The village has a date grove but no toddy shop. As the Inamdar's claim to the toddy revenue is not supported either by the sannad or by the terms of the Inam settlement, it is disallowed.

2. The amount awarded by the Assistant Commissioner under Rules 4, 6 and 17 contained in Government Order No. 2074-83—R. F. 166-92, dated 2nd August 1901, should be verified by the Excise Commissioner and a refund bill submitted by him to Government.

H. V. NANJUNDAYYA,
Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore, returning records.
The Comptroller, Mysore Government.

Exd.—C.V.